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FILED  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF ORANGE  
CENTRAL JUSTICE CENTER  
JUL 26 2011  
ALAN CARLSON, Clerk of the Court  
By M WHITE

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF ORANGE

THE PEOPLE OF THE STATE OF	)	CASE NO. 30-2011-00450884-CU-SL-CXC
CALIFORNIA, by and through the California	)	
Corporations Commissioner,	)	( <del>PROPOSED</del> ) FINAL JUDGMENT OF
	)	PERMANENT INJUNCTION AND
Plaintiff,	)	INVESTOR RESTITUTION
	)	
v.	)	DEPARTMENT: CX102
	)	
CHANNEL INVESTMENTS, a business	)	JUDGE: Gail A. Andler
organization, form unknown; CHANNEL	)	
INVESTMENTS, Inc., a corporation; CHANNEL	)	DATE ACTION FILED: 2/16/11
INVESTMENTS, LLC, a limited liability	)	
company; CHANNEL INVESTMENTS, a	)	
partnership; JAMES F. MESSINA, individually	)	
and doing business as CHANNEL	)	
INVESTMENTS; JAMES F. MESSINA,	)	
individually and as a partner of CHANNEL	)	
INVESTMENTS partnership; and DOES 1	)	
through 20, inclusive,	)	
	)	
Defendants.	)	

1 Preston DuFauchard, California Corporations Commissioner ("Commissioner"), has filed a  
2 Complaint on behalf of the plaintiff THE PEOPLE OF THE STATE OF CALIFORNIA seeking  
3 injunctive and ancillary relief against defendants JAMES F. MESSINA, as an individual and doing  
4 business as CHANNEL INVESTMENTS ("defendants"). Said defendants have stipulated to the  
5 receipt of a copy of the Complaint, have entered a general appearance and admitted to the continuing  
6 jurisdiction of this court over them and over the subject matter of this action. Without admitting or  
7 denying any material allegation of the Complaint, defendants have consented to the entry of this  
8 Final Judgment of Permanent Injunction and Investor Restitution, waiving any trial or adjudication  
9 of any fact or law herein or the taking of any proof.

10 **GOOD CAUSE APPEARING THEREFORE, IT IS ORDERED THAT:**

11 Defendants and each of them, and their officers, agents, employees, representatives, and all  
12 persons acting in concert or participating with them, shall be and they are hereby permanently  
13 enjoined and restrained from engaging in, committing, or performing directly or indirectly, any of  
14 the following acts:

15 A. Offering to sell or selling any security by means of any written or oral communication of  
16 any kind whatsoever which includes any untrue statement of any material fact or omits or fails to  
17 state any material fact necessary in order to make the statements made, in the light of the  
18 circumstances under which they are made, not misleading, including but not limited to the alleged  
19 misrepresentations and alleged omissions complained of herein; and

20 B. Violating any injunctions or orders previously issued, including but not limited to the  
21 Desist and Refrain Orders issued by the Commissioner on May 3, 2006, and this Final Judgment.

22 IT IS FURTHER ORDERED that defendants and each of them are liable jointly and  
23 severally to Plaintiff for a judgment of restitution in the amount of \$165,000, which shall be paid  
24 directly to the investors by September 6, 2011, and if not, then the Commissioner may initiate  
25 collection efforts. Furthermore, if the full judgment is not paid by September 6, 2011, then the  
26 balance will accrue interest at the legal rate. Proof of any direct payments made by Defendants to  
27 the investors shall be presented to the Department of Corporations, attention Maria Shimohara.  
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1           IT IS FURTHER ORDERED that this court shall retain jurisdiction of this action in order to  
2 implement and carry out the terms of all orders and decrees that may be entered herein or to entertain  
3 any suitable application or motion by plaintiff for additional relief or modification of any order made  
4 herein within the jurisdiction of this Court.

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6 DATED:       JUL 26 2011      

                  GAIL ANDLER                  

7                               Judge of the Superior Court of the County of Orange  
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